IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO. 1862 OF 2006

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

CORAM : B.P. DHARMADHIKARI, J.
SEPTEMBER 26, 2006.

Heard Smt. Taiwade, learned Assistant Government Pleader for the petitioner. She contends that the respondent was given promotion as Driver only for three months and hence he cannot claim any compensation for further period. She contends that he has not worked from 17.3.1982 to 14.2.1994. The next argument is that the department is not an industry.

However, during the arguments, it has transpired that the petitioners have given benefit of Kalelkar Award to the respondent and he was accordingly brought on C.R.T. It is further apparent from the finding recorded by the Industrial Court that he has worked as Driver during the period of about 12 years and this position was not disputed before the

Industrial Court. These findings of Industrial Court are not demonstrated to be perverse.

Apart from this, the judgment of Industrial Court is dated 23.2.2005 and it is sought to be assailed in Writ Petition which is filed before this Court after about one year i.e. on 13.2.2006. The petition does not contain any explanation about laches. Writ Petition is, therefore, dismissed. No costs.

JUDGE

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